

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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In the Matter of the Application of

ELIZABETH STREET GARDEN, INC., RENEE GREEN,
ELIZABETH STREET, INC., ELIZABETH FIREHOUSE
LLC and ALLAN REIVER,

Index No. 152341/2019

Hon. Debra A. James

Petitioners,

For a Judgment Pursuant to Article 78 of the Civil Practice
Law and Rules

**SUPPLEMENTAL
AFFIDAVIT OF JOSEPH
REIVER IN SUPPORT OF
AMENDED VERIFIED
PETITION**

-against-

THE CITY OF NEW YORK, THE DEPARTMENT OF
HOUSING PRESERVATION AND DEVELOPMENT,
MARIA TORRES-SPRINGER, in her capacity as
Commissioner of the Department of Housing Preservation and
Development, THE NEW YORK CITY COUNCIL, and THE
NEW YORK CITY PLANNING COMMISSION,

Respondents.

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STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

JOSEPH REIVER, having been duly sworn, deposes and says:

1. I am the Executive Director of Elizabeth Street Garden, Inc. (“ESG”).
2. ESG is a 501(c)(3) nonprofit, volunteer-based organization that maintains the Garden, manages all operations, free public programs and events and advocates to save the Garden.
3. In or about March 2019, volunteers for ESG collected letters of support for Elizabeth Street Garden from community members.
4. Copies of the letters of support were subsequently submitted to the City Planning Commission by ESG.

5. Attached hereto as **Exhibit A** are true and correct copies of two of the letters of support collected by ESG: a letter dated March 18, 2019 from Poppy King, and an undated letter from Stephanie Tricola.

6. ESG also received a letter of support for Elizabeth Street Garden from the Bowery Alliance of Neighbors. The letter, dated August 1, 2019, is attached hereto as **Exhibit B**.

7. In its efforts to save Elizabeth Street Garden, ESG created a petition expressing support for the preservation of Elizabeth Street Garden. Signatures were collected at Elizabeth Street Garden and online.

8. A true and correct copy of the petition available in the Garden is attached hereto as **Exhibit C**.

9. As of August 14, 2019 the petition available at Elizabeth Street Garden had been signed by approximately 8,889 persons.

10. A true and correct copy of the petition available online <https://www.elizabethstreetgarden.com/petition> is attached hereto as **Exhibit D**.

11. As of August 14, 2019 approximately 3995 names had been collected via the petition available online at <https://www.elizabethstreetgarden.com/petition>.

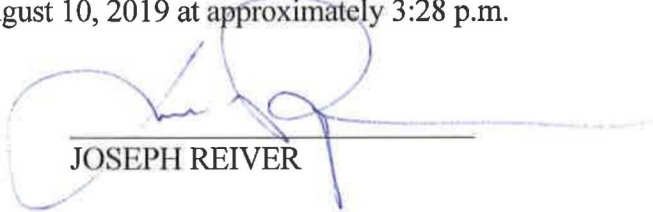
12. Elizabeth Street Garden is a unique community space and a valuable oasis in downtown Manhattan.

13. Attached hereto as **Exhibit E** is a true and correct copy of a video I recorded at Elizabeth Street Garden on June 8, 2019 at approximately 4:16 p.m. Exhibit E is a true, fair and accurate representation of Elizabeth Street Garden on June 8, 2019 at approximately 4:16 p.m.

14. Attached hereto as **Exhibit F** is a true and correct copy of a video I recorded at Elizabeth Street Garden on June 9, 2019 at approximately 4:59 p.m. Exhibit F is a true, fair and

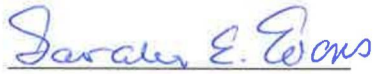
accurate representation of Elizabeth Street Garden on June 9, 2019 at approximately 4:59 p.m.

15. Attached hereto as **Exhibit G** is a true and correct copy of a video I recorded at Elizabeth Street Garden on August 10, 2019 at approximately 3:28 p.m. Exhibit G is a true, fair and accurate representation of Elizabeth Street Garden on August 10, 2019 at approximately 3:28 p.m.



JOSEPH REIVER

Sworn to before me this 15 day of August 2019.



Notary Public

SARALEE E. EVANS
Notary Public, State of New York
No. 02EV6263298
Qualified in New York County
Commission Expires June 11, 2020